

Application No. 09/724,311  
Amendment dated September 21, 2004  
Response to Office Action mailed April 26, 2004

**Listing of Claims:**

1-55. (Canceled)

56. (Currently Amended) A method of therapeutically treating Alzheimer's disease ~~preventing or treating a disease characterized by amyloid deposit~~ in a patient, comprising administering an effective dosage of a pharmaceutical composition comprising a chimeric or humanized antibody that specifically binds to the amyloid deposit or a component thereof to the patient, wherein the antibody specifically binds to an epitope within residues 13-28 of A $\beta$  and thereby therapeutically treat the disease in the patient.

57. (Currently Amended) The method of claim 56, wherein the humanized antibody is a humanized version of the monoclonal antibody designated as 266 (ATCC accession number PTA-6123).

58. (Currently Amended) The method of claim 56, wherein the antibody competes with the monoclonal antibody designated as 266 (ATCC accession number PTA-6123) for binding to A $\beta$ .

59-60. (Canceled)

61. (Previously Presented) The method of claim 56, wherein the patient is a human.

62. (Canceled)

63. (Previously Presented) The method of claim 56, wherein the patient is under 50.

64. (Previously Presented) The method of claim 56, wherein the patient has inherited risk factors indicating susceptibility to Alzheimer's disease.

65. (Previously Presented) The method of claim 56, wherein the patient has no known risk factors for Alzheimer's disease.

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66. (Previously Presented) The method of claim 56, wherein the antibody is a fragment of an intact antibody that competes with the intact antibody for specific binding to A $\beta$ , and the antibody fragment is selected from the group consisting of Fab, Fab', F(ab')<sub>2</sub>, Fabc, and Fv.

67. (Canceled)

68. (Previously Presented) The method of claim 66, wherein the human antibody is an antibody fragment.

69. (Previously Presented) The method of claim 67, wherein the human antibody is produced by recombinant expression.

70. (Canceled)

71. (Previously Presented) The method of claim 56, wherein the antibody is a humanized antibody.

72. (Previously Presented) The method of claim 71, wherein the humanized antibody is an antibody fragment.

73. (Previously Presented) The method of claim 66, wherein the antibody is a humanized antibody.

74. (Previously Presented) The method of claim 56, wherein the antibody is a chimeric antibody.

75. (Previously Presented) The method of claim 74, wherein the chimeric antibody is an antibody fragment.

76. (Previously Presented) The method of claim 66, wherein the antibody is a chimeric antibody.

77. (Previously Presented) The method of claim 56, wherein the antibody is a bispecific antibody.

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78. (Previously Presented) The method of claim 77, wherein the bispecific antibody is an antibody fragment.
79. (Previously Presented) The method of claim 66, wherein the antibody is a bispecific antibody.
80. (Canceled)
81. (Previously Presented) The method of claim 56, wherein the antibody is a polyclonal antibody.
82. (Canceled)
83. (Withdrawn) The method of claim 81, wherein the antibody is a rabbit antibody.
84. (Canceled)
85. (Currently Amended) The method of claim 56, ~~claim 82~~, wherein the isotype of the antibody is IgG1.
86. (Previously Presented) The method of claim 56, wherein a chain of the antibody is fused to a heterologous polypeptide.
- 87-88. (Canceled)
89. (Previously Presented) The method of claim 56, wherein the antibody is administered with a carrier as a pharmaceutical composition.
- 90-91. (Canceled)
92. (Previously Presented) The method of claim 56, wherein the agent is administered intraperitoneally, orally, subcutaneously, intramuscularly, topically or intravenously.

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93. (Previously Presented) The method of claim 56, wherein the antibody is administered in multiple dosages over a period of at least six months.

94. (Previously Presented) The method of claim 56, wherein the antibody is administered as a sustained release composition.

95-96. (Canceled)

97. (Currently Amended) A pharmaceutical composition comprising ~~an a~~ chimeric or humanized antibody which specifically binds to an epitope within residues 13-28 of A $\beta$  ~~and a pharmaceutical carrier effective to specifically bind to the amyloid deposit or a component thereof to the patient.~~

98. (Canceled)

99. (Currently Amended) The pharmaceutical composition of claim 97, wherein the humanized antibody ~~a humanized version of the monoclonal antibody is designated~~ as 266 (ATCC accession number PTA-6123).

100. (Canceled)

101. (Withdrawn) A humanized antibody that specifically binds an epitope contained within positions 13-28 of A $\beta$ .

102. (Withdrawn) A humanized antibody that binds to soluble A $\beta$ .

103. (Withdrawn) A humanized antibody that sequesters A $\beta$  peptide from its bound, circulating form in the blood, and alters clearance of soluble and bound forms of A $\beta$  in central nervous system and plasma.

104. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that is an intact humanized antibody.

105. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that is a fragment.

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106. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that specifically binds to an epitope having an amino acid between positions 10-20, 10-25, 13-28, 15-20, or 20-30 of A $\beta$ .

107. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that specifically binds to an epitope within amino acid residues 10-20, 10-25, 13-28, 15-20, or 20-30 of A $\beta$ .

108. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that specifically binds to an epitope within amino acid residues 13-28 of A $\beta$ .

109. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that specifically binds to an epitope having an amino acid between positions 13-28 of A $\beta$ .

110. (Withdrawn) The humanized antibody of claims 101, 102, or 103 that specifically binds to an epitope of A $\beta$  to which antibody 266 binds.

111. (Withdrawn) The humanized antibody of claims 101, which specifically binds an epitope contained in positions 10-20, 13-28, or 15-20 of said A $\beta$  peptide.

112. (Withdrawn) The humanized antibody of claim 111, which specifically binds an epitope that includes positions 15-20 of said A $\beta$  peptide.

113. (Withdrawn) The humanized antibody of claim 111, which specifically binds an epitope that includes positions 16, 17 or 18 of said A $\beta$  peptide.

114. (Withdrawn) The humanized antibody of claims 101, 102, or 103, which is a single chain antibody.

115. (Withdrawn) The humanized antibody of claims 101, 102, or 103, which comprises human framework regions.

116. (Withdrawn) The humanized antibody of claims 101, 102, or 103, which comprises CDR.

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117. (Withdrawn) The humanized antibody of claims 101, 102, or 103, which is humanized Mab 266.

118. (Withdrawn) The humanized antibody, or fragment thereof, of claim 117, comprising a humanized light chain comprising the light chain complementarity determining regions (CDRs) from the mouse monoclonal antibody 266 and a light chain variable region framework sequence from a human immunoglobulin light chain; and a humanized heavy chain comprising the heavy chain CDRs from the mouse monoclonal antibody 266 and a heavy chain variable region framework sequence from a human immunoglobulin heavy chain.

119. (Withdrawn) An antibody fragment obtainable by enzymatic cleavage of the humanized antibody of any one of claims 101-118.

120. (Withdrawn) The fragment of claim 119 which is an Fab or F(ab')<sub>2</sub> fragment.

121. (Withdrawn) The fragment of claim 120, which is an F(ab')<sub>2</sub> fragment.

122. (Withdrawn) The fragment of claim 120, which is an F(ab')<sub>2</sub> fragment.

123. (Withdrawn) The humanized antibody or fragment of any one of claims 101-122 that is an IgG1 immunoglobulin isotype.

124. (Withdrawn) The humanized antibody or fragment of any one of claims 101-119, wherein the antibody or fragment thereof is produced in a host cell selected from the group consisting of a myeloma cell and a Chinese hamster ovary cell.

125. (Withdrawn) The humanized antibody or fragment of any one of claims 101-124, which is administered peripherally to a human subject, to exert its beneficial effects.

126. (Withdrawn) The humanized antibody or fragment of any one of claims 101-124, which, when administered peripherally to a human subject, does not need to cross the subject's blood-brain barrier to exert its beneficial effects.

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127. (Withdrawn) The humanized antibody or fragment of any one of claims 101-124, which, when administered peripherally to a human subject, does not require cellular responses in the subject's brain to exert its beneficial effects.

128. (Withdrawn) The humanized antibody or fragment of any one of claims 101-124, which, when administered peripherally to a human subject, does not substantially bind aggregated A $\beta$  in the subject's brain.

129. (Withdrawn) The humanized antibody or fragment of any one of claims 101-124, which, when administered peripherally to a human subject, exhibits beneficial effects without necessarily binding to A $\beta$  plaques in the brain.

130. (Withdrawn) A nucleic acid, comprising a sequence coding for the light chain or the heavy chain of the humanized antibody of any one of claims 101-129, or a fragment thereof.

131. (Withdrawn) One or more nucleic acids, which when expressed in a suitable host cell, yield an antibody of any one of claims 101-129.

132. (Withdrawn) An expression vector for expressing the antibody or fragment of any one of claims 101-129 comprising nucleotide sequences encoding said antibody or fragment.

133. (Withdrawn) A cell transfected with the expression vector of claim 132.

134. (Withdrawn) A cell transfected with two expression vectors of claim 132, wherein a first vector comprises a nucleotide sequence encoding a light chain and a second vector comprises a nucleotide sequence encoding a heavy chain, wherein the first and second nucleotide sequences are components of the vector of claim 132.

135. (Withdrawn) A recombinant cell that produces the humanized antibody or fragment of any one of claims 117-118.

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136. (Withdrawn) The cell of any one of claims 133-135, wherein the cell is selected from the group consisting of a myeloma cell, a Chinese hamster ovary cell and a Syrian hamster ovary cell.

137. (Withdrawn) A pharmaceutical composition that comprises the humanized antibody or fragment of any one of claims 101-129, and a pharmaceutically acceptable excipient.

138. (Withdrawn) A method to inhibit the formation of amyloid plaques in humans, comprising administering to a human subject in need or such inhibition an effective amount of a humanized antibody or fragment thereof that specifically immunoreacts with an epitope contained in positions 13-28 of A $\beta$ .

139. (Withdrawn) A method to reduce amyloid plaques in humans, comprising administering to a human subject in need of such reduction an effective amount of a humanized antibody or fragment thereof which specifically immunoreacts with an epitope contained in positions 13-28 of A $\beta$ .

140. (Withdrawn) A method to inhibit the formation of amyloid plaques in humans, comprising administering to a human subject in need of such inhibition an effective amount of a humanized antibody or fragment thereof that binds to soluble A $\beta$  peptide.

141. (Withdrawn) A method to inhibit the formation of amyloid plaques in humans, comprising administering to a human subject in need of such inhibition an effective amount of a humanized antibody or fragment thereof that sequesters A $\beta$  peptide from its bound, circulating form in blood.

142. (Withdrawn) A method to reduce amyloid plaques in humans, comprising administering to a human subject in need of such reduction an effective amount of a humanized antibody or fragment thereof which binds to soluble A $\beta$  peptide.

143. (Withdrawn) A method to reduce amyloid plaques in humans, comprising administering to a human subject in need of such reduction an effective amount of a humanized



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antibody or fragment thereof which sequesters A $\beta$  peptide from its bound, circulating form in blood.

144. (Withdrawn) The method of any of claims 138-143, wherein said antibody or fragment, when administered peripherally to humans, does not need to cross the blood-brain barrier to inhibit the formation of amyloid plaques.

145. (Withdrawn) The method of claim 138 or claim 139, wherein said antibody or fragment, when administered peripherally to humans, does not elicit cellular responses to inhibit the formation of amyloid plaques.

146. (Withdrawn) The method of any of claims 138-143, wherein said antibody or fragment, when administered peripherally to humans, does not substantially bind aggregated A $\beta$  in the brain.

147. (Withdrawn) The method of any one of claims 138-146, wherein the subject is diagnosed with clinical or pre-clinical Alzheimer's disease or Down's syndrome.

148. (Withdrawn) The method of any one of claims 138-146, wherein the subject is not diagnosed with clinical or pre-clinical Alzheimer's disease or Down's syndrome.

149. (Withdrawn) The method of any one of claims 138-139 or 144-148, wherein the antibody is administered by a peripheral route.

150. (Withdrawn) The method of claim 149, wherein the antibody is administered by an oral, intraperitoneal, subcutaneous, intramuscular, or intravenous route.

151. (Withdrawn) A method of reversing cognitive decline in a subject comprising administering to the subject an effective amount of a humanized antibody or fragment of any one of claims 101-129.

152. (Withdrawn) A method of improving cognition in a subject comprising administering to the subject an effective amount of a humanized antibody or fragment of any one of claims 101-129.

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153. (Withdrawn) A method of treating cognitive decline in a subject comprising administering to the subject an effective amount of a humanized antibody or fragment of any one of claims 101-129.

154. (Withdrawn) A method of preventing cognitive decline in a subject comprising administering to the subject an effective amount of a humanized antibody or fragment of any one of claims 101-129.

155. (Withdrawn) The method of any one of claims 151-154, wherein said antibody or fragment is administered peripherally to humans.

156. (Withdrawn) The method of any one of claims 151-154, wherein said antibody or fragment, when administered peripherally to humans, does not need to cross the blood-brain barrier to affect cognition.

157. (Withdrawn) The method of any one of claims 151-154, wherein said antibody or fragment, when administered peripherally to humans, does not require cellular responses to affect cognition.

158. (Withdrawn) The method of any one of claims 151-154, wherein said antibody or fragment, when administered peripherally to humans, does not substantially bind aggregated A $\beta$  in the brain.

159. (Withdrawn) The method of any one of claims 151-157, wherein the subject is diagnosed with clinical or pre-clinical Alzheimer's disease or Down's syndrome.

160. (Withdrawn) The method of any one of claims 151-157, wherein the subject is not diagnosed with clinical or pre-clinical Alzheimer's disease or Down's syndrome.

161. (Withdrawn) The method of any one of claims 151-160, wherein the antibody is administered by a peripheral route.

162. (Withdrawn) The method of claim 161, wherein the antibody is administered by an oral, intraperitoneal, subcutaneous, intramuscular, or intravenous route.

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163. (Withdrawn) A method of treating Alzheimer's disease, comprising administering to a patient in need thereof an effective amount of the antibody or fragment of any one of claims 101-129.

164. (New) The pharmaceutical composition of claim 97, which is a sustained release composition.

165. (New) The pharmaceutical composition of claim 97, further comprising a physiologically acceptable diluent.

166. (New) The pharmaceutical composition of claim 165 wherein the diluent is selected from the group consisting of distilled water physiological phosphate-buffered saline, Ringer's solution, dextrose solution, and Hank's solution.

167. (New) The pharmaceutical composition of claim 166, wherein the diluent is physiological phosphate-buffered saline.

168. (New) The pharmaceutical composition of claim 166, wherein the diluent is dextrose solution.

169. (New) The pharmaceutical composition of claim 97, further comprising a macromolecule.

170. (New) The pharmaceutical composition of claim 169, wherein the macromolecule is selected from the group consisting of proteins, polysaccharaides, polylactic acids, polyglycolic acids, copolymers, polymeric amino acids, amino acid copolymers, and lipid aggregates.

171. (New) The pharmaceutical composition of claim 97, wherein the composition is suitable for parenteral administration.

172. (New) The pharmaceutical composition of claim 97, wherein the carrier is a liquid carrier.

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173. (New) The pharmaceutical composition of claim 172, wherein the liquid carrier is selected from the group consisting of water, oil, saline, glycerol, and ethanol.

174. (New) The pharmaceutical composition of claim 172, wherein the liquid carrier is propylene glycol.

175. (New) The pharmaceutical composition of claim 172, wherein the liquid carrier is polyethylene glycol.

176. (New) The pharmaceutical composition of claim 97, further comprising a wetting agent.

177. (New) The pharmaceutical composition of claim 97, further comprising an emulsifying agent.

178. (New) The pharmaceutical composition of claim 97, further comprising a surfactant.

179. (New) The pharmaceutical composition of claim 97, further comprising a pH buffering substance.

180. (New) The pharmaceutical composition of claim 97, wherein the pharmaceutical composition is a liquid solution.

181. (New) The pharmaceutical composition of claim 97, wherein the pharmaceutical composition is a suspension.

182. (New) The pharmaceutical composition of claim 97, which is a solid form suitable for solution in a liquid vehicle.

183. (New) A method of prophylactically treating Alzheimer's disease in a patient, comprising administering an effective dosage of a pharmaceutical composition comprising a chimeric or humanized antibody that specifically binds to an epitope within residues 13-28 of A $\beta$  and thereby prophylactically treat the disease in the patient.

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184. (New) The method of claim 183, wherein the humanized antibody is a humanized version of the monoclonal antibody 266 (ATCC accession number PTA-6123).

185. (New) The method of claim 183, wherein the antibody competes with the monoclonal antibody designated as 266 (ATCC accession number PTA-6123) for binding to A $\beta$ .

186. (New) The method of claim 183, wherein the patient is a human.

187. (New) The method of claim 183, wherein the patient is asymptomatic.

188. (New) The method of claim 183, wherein the patient is under 50.

189. (New) The method of claim 183, wherein the patient has inherited risk factors indicating susceptibility to Alzheimer's disease.

190. (New) The method of claim 183, wherein the patient has no known risk factors for Alzheimer's disease.

191. (New) The method of claim 183, wherein the antibody is a fragment of an intact antibody that competes with the intact antibody for specific binding to A $\beta$ , and the antibody fragment is selected from the group consisting of Fab, Fab', F(ab')<sub>2</sub>, Fabc, and Fv.

192. (New) The method of claim 191, wherein the human antibody is an antibody fragment.

193. (New) The method of claim 193, wherein the human antibody is produced by recombinant expression.

194. (New) The method of claim 183, wherein the antibody is a humanized antibody.

195. (New) The method of claim 195, wherein the humanized antibody is an antibody fragment.

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196. (New) The method of claim 192, wherein the antibody is a humanized antibody.
197. (New) The method of claim 183, wherein the antibody is a chimeric antibody.
198. (New) The method of claim 197, wherein the chimeric antibody is an antibody fragment.
199. (New) The method of claim 191, wherein the antibody is a chimeric antibody.
200. (New) The method of claim 183, wherein the antibody is a bispecific antibody.
201. (New) The method of claim 200, wherein the bispecific antibody is an antibody fragment.
202. (New) The method of claim 191, wherein the antibody is a bispecific antibody.
203. (New) The method of claim 183, wherein the antibody is a polyclonal antibody.
204. (New) The method of claim 183, wherein the isotype of the antibody is IgG1.
205. (New) The method of claim 183, wherein a chain of the antibody is fused to a heterologous polypeptide.
206. (New) The method of claim 183, wherein the antibody is administered with a carrier as a pharmaceutical composition.
207. (New) The method of claim 183, wherein the agent is administered intraperitoneally, orally, subcutaneously, intramuscularly, topically or intravenously.

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208. (New) The method of claim 183, wherein the antibody is administered in multiple dosages over a period of at least six months.

209. (New) The method of claim 183, wherein the antibody is administered as a sustained release composition.